

- Q. I also believe that the records indicate that Mr. John L. Hargett obtained this property from John William Hargett, by deed dated November 2, 1883, recorded in Liber AF7, Folio 531. Is that correct?
- A. That is correct.
- Q. Mr. Rothenhoefer, is there any question in your mind but that the real estate depicted in the plat which you have prepared and which has been introduced as Complainant's Exhibit No. 1, is in fact the Charles H. Conley property?
- A. It is the Conley property.
- Q. You are certain of that fact. Is that correct?
- A. That is correct.
- Q. And that is your opinion as a licensed professional surveyor and engineer?
- A. That is right.
- Q. Mr. Rothenhoefer, in connection with the surveying of this property and the examination of the land records of Frederick County, Maryland, are you able to ascertain the existence of a right of way road to this property from the Teen Barnes Road?
- A. In the deed dated November 2, 1883 from John William Hargett to John L. Hargett, a twelve foot road was reserved through the whole property there to be used on the Bailer Road now used as an outlet to and from the property now owned and occupied by John W. Hargett and I believe this is the road that goes out to Teen Barnes Road.
- Q. And that deed you recited, AF7, Folio 531, also indicates that the said John William Hargett further grants to the said John L. Hargett, his heirs and assigns, the use of the reserved road through the property now conveyed, and you have on your plat which has been introduced into evidence, indicated and shown this right of way. Is that correct?
- A. That is right.


Frank Rothenhoefer, Witness